



IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG LOCAL DIVISION, JOHANNESBURG

**URGENT COURT ROLL (16 to 20 OCTOBER 2023)**

PRESIDING JUDGE	JUDGE'S CLERK	EMAIL & OFFICE TEL:
CAJEE AJ	THOBA NKUMANE (chamber 306)	<a href="mailto:NNkumane@judiciary.org.za">NNkumane@judiciary.org.za</a> 010 494 8444

1. All applications which have already been enrolled by 12:00 on Thursday 12<sup>th</sup> of October 2023 (when the roll closed) are indicated on the roll for Urgent Applications. If cases were not ready at the time of filing on Thursday 12<sup>TH</sup> October 2023, they will not be heard, unless there is good cause or exceptional circumstances are shown.
2. Papers that have not been properly indexed and paginated run the risk of being struck off the roll.
3. Where a matter is allocated to a specific date and time does NOT mean that the matter is sufficiently urgent to be heard on the merits.
4. In all matters (opposed and unopposed) a Practice Note as well as Heads of Argument must also be uploaded onto Caselines and also sent to my secretary by all parties concerned. Applications heard during normal court hours will be adjudicated by means of an oral hearing in open court. Applications heard outside of ordinary court hours will be heard either on a virtual platform or in physical court as arranged.
5. Failure to file Practice Note(s) and/or Heads of Argument timeously, will be an indication that there is no appearance for the party concerned and the application may then either be struck off the roll or be dealt with in the absence of such party.
6. The practice note must indicate at least the following:
  - Particulars and contact details of the legal practitioners;



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- **Nature of the relief sought** (without referring to the notice of motion);
- **Total number of pages**;
- A brief summary of the factual as well as legal issues involved;
- A clear indication which **portion** of the **papers must be read** and which not;
- A brief summary of the **urgency** or absence thereof;
- Whether there was **service by the sheriff**, and if not, why not
- Estimated duration;
- Whether the matter is opposed or not.

**Failure to file a practice note setting out all the above information may result in the application be struck off the roll and a punitive cost order be granted.**

7. The **Practice Note, or a supplementary Practice Note** and the Heads of Argument must be uploaded onto caselines **by no later than Monday the 16<sup>th</sup> of October 2023 at 10h00**. The applicant must also set out the reasons, in the Heads of Argument, why the matter is so urgent that it must be heard during the week concerned, by referring to the evidence in the founding affidavit. In unopposed matters the applicant must also indicate, in the practice note, where in the court papers the **Sheriff's return of service** or other acceptable proof of service is to be found.
8. The Practice Manual and Directives regarding Urgent Applications still applies (to opposed and unopposed applications) and the Rules pertaining to urgency **will be strictly enforced**.
9. Service of process in all urgent applications must comply with the Rules of Court. Deviations will only be condoned if good cause is shown. Where an agreement was reached by the respective parties' legal representatives to provide for the electronic exchange of papers, this must be specifically stated in the practice note.



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10. All new applications, during court hours, must first be enrolled through the Registrar of the Urgent Court and brought to the attention of my clerk. In this regard the provisions of the Practice Manual will apply *mutatis mutandis*. All the provisions regarding the Practice Note and Heads of Argument referred to above, will apply *mutatis mutandis* to all new applications. All Rules and principles regarding urgency will also apply to these applications and will be strictly enforced.
11. The urgent Court cellular number for Johannesburg is 082 573 5233. The number is only to be used outside of ordinary court hours. The number is not to be used for general enquiries or for any issue. The phone will only be answered after normal court hours.
12. It is the duty of the parties to make sure that documents uploaded onto court online find their way onto caselines. Only if the migration proves impossible, documents must be uploaded directly onto caselines. Filing of papers which were impossible to upload on Caselines, must be done via email to my clerk, with an affidavit explaining what steps were taken to upload, when and by whom the steps were taken and why it was not possible to upload on Caselines. My clerk must then be informed telephonically that an email has been sent.
13. All practitioners are requested to prepare a draft court order by using "MS Word format" (to allow for alterations) and to upload it onto Caselines and emailed to my clerk. A failure to comply with this request may result in the application be struck off the roll. Hard copies of draft orders must be handed up when matters are called.
14. It is the duty of the applicant's attorney to ensure that the matter is timeously (before Friday 13 October 2023 at 16h00) and fully uploaded onto Caselines, with an index to identify and find documents easily, and that I will have access to it.
15. Draft orders should follow the format set out in the Practice Manual and Directives, with the name of the Judge on the top and the details of all counsel appearing at the bottom of the order.



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- 16. Counsel are requested to be at court at least an hour before the designated time and to be on standby should a time slot become available earlier and to provide the contact details to my clerk, who will endeavour where possible to advise counsel required to attend earlier or later than the allocation by Whatsapp or Email so please constantly monitor these services.**
- 17. All introductions shall be in court.**
- 18. If a matter has become settled or is to be removed from the roll, please inform my clerk as soon as possible and also upload a special note to this effect onto caselines.**



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ALLOCATIONS**

<b>Number on the combined urgent court roll</b>	<b>Case number</b>	<b>Parties' Names</b>	<b>Date and Time allocated</b>
6	23-103917	<b>GOLDEN FALLS TRADING 15 (PTY) LTD v. CLIVE MATHEW BRITTAN # 2023-103917 #</b>	<b>TUESDAY, 17/10/2023 @10H00</b>
30	22-031536	<b>PHOLA COACHES PTY LTD v. PONANI RUSSEL MBIZA # 2022-031536</b>	<b>TUESDAY, 17/10/2023 @ 10H30</b>
25	23-098154	<b>TR MABUZA CONTRACTORS CC v. KANGRA COAL (PTY) LTD # 2023-098154 #</b>	<b>TUESDAY, 17/10/2023 @ 12H30</b>
3	23-102728	<b>AVINAS LIMITED LIABILITY COMPANY v. EXCELLENT INNOVATION GROUP (PTY) LTD # 2023-102728</b>	<b>TUESDAY, 17/10/2023 @ 15H00</b>
10	23-095630	<b>MAFOKO SECURITY PATROLS (PTY) LTD v. AVHAATU POLLEN NEMARANZHE # 2023-095630 #</b>	<b>WEDNESDAY, 18/10/2023 @ 10H00</b>
11	23-101833	<b>MAFOKO SECURITY PATROLS (PTY) LTD v. JOHANNES KHUTSO HLONGWANE # 2023-101833 #</b>	<b>WEDNESDAY, 18/10/2023 @ 10H30</b>
12	23-101320	<b>MAFOKO SECURITY PATROLS (PTY) LTD v. MASIYA CARENESS MOLEWA # 2023-101320</b>	<b>WEDNESDAY, 18/10/2023 @ 11H00</b>



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13	23-086107	MAFOKO SECURITY PATROLS (PTY) LTD v. MTHOKOZISI JEROME MKHIZE # 2023-086107	WEDNESDAY, 18/10/2023 @ 12H00
14	23-095013	MAFOKO SECURITY PATROLS (PTY) LTD v. MUSHANZHONI MILCAH NENWELI # 2023-095013	WEDNESDAY, 18/10/2023 @ 12H30
15	23-095637	MAFOKO SECURITY PATROLS (PTY) LTD v. TSAKANI TINNY MARINGA # 2023-095637 #	WEDNESDAY, 18/10/2023 @14H00
4	23-103025	ELISHA MOGALE v. VAAL UNIVERSITY OF TECHNOLOGY # 2023-103025	WEDNESDAY, 18/10/2023 @ 15H00
5	23-101356	FRANK BUYANGA SADIQI v. DIRECTOR GENERAL HOME AFFAIRS AND OTHERS # 2023-101356	THURSDAY, 19/10/2023 @10H00
21	23-100081	TEMESGEN MATIWOS v MINISTER OF THE DEPARTMENT HOME AFFAIRS # 2023-095637	THURSDAY, 19/10/2023 @ 11H00
23	23-100526	THOMAS GODISO v. MINISTER OF THE DEPARTMENT OF HOME AFFAIRS # 2023-100526 #	THURSDAY, 19/10/2023 @12H00
29	23-104824	KAGISO LERUTLA v. GOOLAM GOOLAM # 2023-104824	THURSDAY, 19/10/2023 @ 14H00
8	23-102072	INDUSTRIAL DEVELOPMENT CORPORATION OF SOUTH AFRICA v. GELVENOR AFRICA PROPRIETARY LIMITED # 2023-102072	THURSDAY, 19/10/2023 @ 15H00



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